

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) – Order of detention passed by the Collector & District Magistrate,YSR District, against Sri Sri Maddipatla Reddy Narayana, S/o. Subbarayudu, aged 40 years, R/o. Battavandlapalli (V), Sambepalli (M), YSR District – Representation – Rejected.

GENERAL ADMINISTRATION (LAW AND ORDER.II) DEPARTMENT

G.O.Rt.No. 705

Dated: 16.02.2012
Read the following:-

- 1.Order of detention in Ref.C1/444/M/2011, dt. 4-8-2011
of the Collector & District Magistrate, YSR District, Kadapa.
- 2.G.O.Rt.No.3589,G.A. (L&O-II) Dept., dt.10-8-2011.
- 3.G.O.Rt.No.3920,G.A. (L&O-II) Dept.,dt.3-9-2011.
- 4.Representation of Sri Maddipatla Reddy Narayana,
Dated:25-08-2011.

O R D E R:

In the reference first read above, the Collector & District Magistrate, YSR District, Kadapa has passed detention order against Sri Maddipatla Reddy Narayana, S/o. Subbarayudu, aged 40 years, R/o. Battavandlapalli (V), Sambepalli (M), YSR District , under Act No.1 of 1986, as he had been repeatedly indulged in the activities of illicit cutting, storing, transportation of Red Sanders heartwood from the reserve forest and transporting / smuggling the same, thereby causing damage to the public property and great loss to the Nation. In the G.Os. second and third read above, Government have approved and confirmed the said order of detention, passed by the detaining authority, duly following the procedure laid down under the provisions of Act 1 of 1986.

2. In the reference 4th read above, the detenu has made a representation to the Government, contending inter-alia that the Forest Department has no authority to register the cases under the provisions of sec. 378, 379, 120 (B) IPC and that in the Forest Act the definition of 'Goonda' under sec. 2 is not found; that no where in the order of detention it was mentioned that the application for bail is pending; that translated copies of documents were not given to him and that the documents so given are not visible ; that the detaining authority has signed in English, but the signature in telugu version is different.

3. The representation of the detenu has been examined, and it is observed that that the detaining authority duly considering his involvement in the incidents referred in the grounds of detention has passed an order of detention against the detenu; that the detenu has not disputed the number of cases and the nature of offences involved by him; the detenu is instigating and involving the co-accused and conveniently escaping without being apprehended, hence, based on the confessions made by the co-accused, who are caught red handedly at the scene of offence, the cases were booked against the detenu; that in all the cases mentioned in the grounds of detention, cases were booked against him under section 378 and 379 of I.P.C.(Theft of National Property) besides various Forest Laws and the offences punishable under Chapter XVII of IPC, and hence his activities fall

with in the meaning of "goonda" as defined under section 2(g) of Act 1 of 1986; The individual has been habituated to indulge in theft of red sander wood from the Government reserved forest and transporting/smuggling the same to other places right from the year 2007 itself and various cases were registered by the forest officials. Apart from the said cases, a case under Arms Act was also registered against him for possessing country made Revolver and looting the rare National Wealth by operating through gangs in organized manner. The Collector & District Magistrate, Y.S.R. District, having satisfied that the detenu is habitually committing the said offences in an organized mafia manner and all his activities are dangerous to forest wealth and prejudicial to maintenance of public order has passed the order of detention, and the same was subsequently approved and confirmed by the Government, based on the opinion of the Advisory Board on Preventive Detention Cases. Aggrieved by the said order, the petitioner filed Habeas Corpus Writ Petition No.23698/2011 before the Hon'ble High Court. The Hon'ble High Court by its final orders dt. 9-12-2011 dismissed the said writ petition, confirming the detention order passed by the detaining authority as approved and confirmed by the Government against the individual. The petitioner did not putforth any valid new grounds to differ with the earlier decision. It is therefore considered that the representation of the detenu merits no consideration and liable for rejection.

5. Accordingly, Government hereby reject the representation of Sri Maddipatla Reddy Narayana, S/o. Subbarayudu, aged 40 years, R/o. Battavandlapalli (V), Sambepalli (M), YSR District, for revocation of his detention.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PANKAJ DWIVEDI
CHIEF SECRETARY TO GOVERNMENT

To

Sri Maddipatla Reddy Narayana, S/o. Subbarayudu

through the Superintendent, Central Prison, Cherlapalli, R.R. District.

Copy to-

The Superintendent, Central Prison, Cherlapalli, Ranga Reddy District

(with instructions to serve the order on the detenu immediately under proper acknowledgement and arrange to read over and explain the contents herein to the detenu in the language known to him and report compliance to Government.

The Collector & District Magistrate, YSR District, Kadapa.

The Divisional Forest Officer, Kadapa, YSR District.

Sf/sc

// FORWARDED :: BY ORDER//

SECTION OFFICER (SC)